

ZONING BOARD OF APPEALS
MINUTES
June 21, 2005

Draft

Members Present

Barry Silverstein – Chairman
Maureen Kangas – Vice Chairman
Ronald Critelli
Lynne Raver
April Callahan

Members Absent

MaryAnn Leenig
Marc Breimer

Others Present

George McGann – Town Building Inspector, Acting Zoning Administrator

Notice of Appeal Hearing was published in the Beacon Free Press, The Poughkeepsie Journal and the Southern Dutchess News.

Notified of the variance requests were the Town Board, Town Fire/Building Inspector, Town Planning Board, New York State Department of Transportation, Dutchess County Department of Planning, Zoning Administrator and surrounding property owners.

The meeting of the Zoning Board of Appeals was called to order at 7:04 p.m. by the Chairman. He made announcements regarding the no smoking policy and the emergency exits and fire procedures.

Chairman Silverstein announced the appointment of ZBA Alternate Member April Callahan as a voting member for this meeting.

Chairman Silverstein called for comments or corrections to the minutes of the May meeting. Hearing none, he called for a motion to accept the minutes as written.

Ronald Critelli made the motion to accept the minutes from the May 17, 2005 meeting.
Maureen Kangas seconded.

Motion Carried

Barry Silverstein - Aye
Ronald Critelli - Aye
Lynne Raver – Aye
Maureen Kangas – Aye
April Callahan - Aye

Votes

ZB05-005 Rainbow Bridge Pet Cemetery

Motion to Grant by Maureen Kangas

Seconded by Lynne Raver

Carried

Barry Silverstein
Maureen Kangas
Lynne Raver
Ronald Critelli
April Callahan

ZB05-008 Richard Cabo & Hadessa Rosenkrantz

Motion to Grant by Lynne Raver

Seconded by Maureen Kangas

Carried

Barry Silverstein
Maureen Kangas
Lynne Raver
Ronald Critelli
April Callahan

Old Business

Continued Public Hearing for:

Application No. ZB05-001, submitted by Lori Joseph Builders, is requesting the following variances; 1) front yard setback of 30ft where 35ft is the minimum 2) rear yard setback of 30ft where 40ft is the minimum 3) right yard setback of 15ft where 20ft is the minimum 4) lot size variance of 11,230sq ft where 20,000 is the minimum 5) lot depth of 100ft where 125ft is the minimum required in an R-20 Zoning District
Said request is a violation of Chapter 150-33.A. of the Code of the Town of Fishkill

Chairman Silverstein read a letter into the record from William Povall, Povall Engineering, requesting an adjournment until the July 19 ZBA Meeting.

Motion to adjourn the Public Hearing made by Maureen Kangas
Seconded by Lynne Raver
Carried

Barry Silverstein
Maureen Kangas
Lynne Raver
Ronald Critelli
April Callahan

Application No. ZB05-007, submitted by Cranesville Block Company, to construct a 50' silo where the maximum height allowed is 35' in a GB Zoning District.
Said request is a violation of Chapter 150-33.B. of the Code of the Town of Fishkill.

Chairman Silverstein read a letter from Steve Dow of Cranesville Block Company requesting an adjournment until the July 19 ZBA Meeting to complete an Environmental Impact Statement.

Motion to adjourn the Public Hearing made by Maureen Kangas
Seconded by Lynne Raver
Carried

Barry Silverstein
Maureen Kangas
Lynne Raver
Ronald Critelli
April Callahan

New Business –

Appeal # 1

Application Number: ZB05-009, submitted by The Home Depot

Said request of a 94 sq.ft. increase in area to an existing nonconforming sign is a violation of Chapter 150-17 of the Code of the Town of Fishkill.

This request is made by the applicant, who seeks relief from the Zoning Administrator's decision regarding Chapter 150-17 of the Code of the Town of Fishkill, New York.

Chairman Silverstein read a letter from Jennifer Van Tuyl, Cuddy & Feder LLP, withdrawing their application.

Motion to close the Public Hearing made by Maureen Kangas

Seconded by April Callahan

Carried

Barry Silverstein

Maureen Kangas

Lynne Raver

Ronald Critelli

April Callahan

Chairman Silverstein called for additional business. Hearing none, he requested a motion to adjourn the ZBA Meeting.

Ronald Critelli made the motion to adjourn the ZBA Meeting.

April Callahan seconded.

Motion carried.

Meeting adjourned at 7:09 pm.

Respectfully submitted,
Nancy Fitzgerald-Lecker
ZBA Clerk